

1 THORNTON DAVIDSON #166487  
The ERISA Law Group  
2 2055 San Joaquin Street  
Fresno, CA 93721-2717  
3 Telephone: (559) 256-9800  
Facsimile: (559) 256-9795  
4

Attorneys for Plaintiff  
5 JAMES MICHAEL BROWN

6 PATRICIA K. GILLETTE, State Bar No. 74461  
[pgillette@orrick.com](mailto:pgillette@orrick.com)  
7 KRISTEN M. JACOBY, State Bar No. 243857  
[kjacoby@orrick.com](mailto:kjacoby@orrick.com)  
8 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
9 405 Howard Street  
San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
Facsimile: +1-415-773-5759  
11

Attorneys for Defendant  
12 BANK OF AMERICA GROUP BENEFITS PROGRAM  
(identified by Plaintiff as "Bank of America Self-Insured  
13 Medical Plans," "Associate Life Insurance - Basic" and  
"Associate Life Insurance - Supplemental Plan"  
14

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17

18 JAMES MICHAEL BROWN,  
19 Plaintiff,  
20

21 v.

22 BANK OF AMERICA SELF-INSURED  
MEDICAL PLANS: ASSOCIATE LIFE  
23 INSURANCE - BASIC AND ASSOCIATE  
LIFE INSURANCE - SUPPLEMENTAL  
24 PLAN,  
25

Defendants.

Case No. CGC-07-4844 EDL

**STIPULATION OF DISMISSAL**

26 Plaintiff James Michael Brown, by and through his attorney of record, hereby  
27 stipulates to dismiss his Complaint in its entirety, with prejudice. Each party will bear its own  
28

costs.

Dated: June\_\_\_\_, 2008

THORNTON DAVIDSON  
The ERISA Law Group

/s/ Thornton Davidson

THORNTON DAVIDSON  
Attorneys for Plaintiff  
James Michael Brown

Dated: June 30, 2008

PATRICIA K. GILLETTE  
KRISTEN M. JACOBY  
Orrick, Herrington & Sutcliffe LLP

/s/ Kristen M. Jacoby

PATRICIA K. GILLETTE  
KRISTEN M. JACOBY  
Attorneys for Defendant  
Bank of America Group Benefits Program

**[PROPOSED] ORDER**

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

HONORABLE ELIZABETH D. LAPORTE  
UNITED STATES DISTRICT COURT JUDGE